P.R. No. 4082/06
Presented by Shri P. Sharma
dated 23/12/06

SINGLE BENCH

CF 100

(M)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

WRIT PETITION (S) NO. 4016 /2006

Shyam Lal Sahu,
S/o-Shri Malikram Sahu,
Aged about 45 years,
Presently working as Assistant Gram Panchayat Officer (Gram Sahayak),
Gram Panchayat- Pandonagar,
Janpad Panchayat-Surajpur,
Distt. Surguja,
Chhattisgarh. **PETITIONER**

VERSUS

State of Chhattisgarh,
Through- Secretary,
Deptt. of Panchayat & Rural Development,
D.K.S. Bhawan, Mantralaya,
Raipur, Chhattisgarh. **RESPONDENTS**

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT IN THE NATURE OF MANDAMUS, CERTIORARI ETC.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

43

मामला क्रमांक W.P. No. 4016 **सन्** 2006

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

08-08-2006

Shri Pankaj Shrivastava, counsel for the petitioner.

Shri Sumesh Bajaj, Govt. Advocate for the State/ respondent, on advance copy.

Heard.

By the instant writ petition under Article 226/227 of the Constitution of India, the petitioner has questioned the legality of his trnafer order dated 30.06.2006, passed by the respondent whereby the petitioner has been transferred from Gram Panchayat: Madanpur, Janpad Panchayat: Surajpur, District Surguja to Janpad Panchayat: Manora, Zila Panchayat: Jashpur.

The case of the petitioner is that he is working on the post of Gram Sahayak, Class-III which is a district level post and the seniority is maintained at the district level, whereas the petitioer is transferred to another district namely, Jashpur which is going to affect his seniority. Therefore, being a district level employee the petitioner ought not to have been transferred to another district.

Learned counsel for the petitioner submits that the petitioner may be allowed to make a detailed representation to the respondent highlighting the anomaly created on account of the impugned transfer and the respondent be directed to decide the same to which learned counsel appearing for the State/ respondent has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the prayer made by learned counsel for the petitioner appears to be just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation to

(पीछे देखिये)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. No. 4016 **सन्** 2006

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	the respondent raising all his grievances highlighting the anomaly created on account of the impugned transfer order, annexing a copy of the instant writ petition within a period of ten days from today and in turn, the respondent is directed to decide the same within a period of one month from the date of its receipt, considering all the grievances raised by the petitioner in an objective manner, in accordance with law. In the meantime, till the representation of the petitioner is decided, he should not be relieved, if he has not already been relieved. With the aforesaid directions, the writ petition stands disposed of. Consequently, M.(W.). P. No.3125/2006 and I.A. No.7521/2006 also stand disposed of. Parties are entitled for certified copy of this order. Sd/- L.C. Bhadoo Judge	

Soma

(पीछे देखिये)